

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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**MARITINE THOMAS**, as Parent and Natural Guardian  
of **A.T.**, and **MARTINE THOMAS**, Individually, *et al.*,

Plaintiffs,

**24-cv-05138**

-against-

**DAVID C. BANKS**, in his Official Capacity as Chancellor  
of the New York City Department of Education, and the  
**NEW YORK CITY DEPARTMENT OF EDUCATION**,

Defendants.  
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DECLARATION OF  
MARY JO WHATELEY IN  
REPLY TO  
DEFENDANTS'  
OPPOSITION TO  
PRELIMINARY  
INJUNCTION

MARY JO WHATELEY, ESQ., attorney, duly admitted to practice law in the United States  
District Court for the Southern District of New York, declares under 28 U.S.C. § 1746 that:

1. The undersigned is counsel for MARTINE THOMAS, as Parent and Natural Guardian of A.T., and MARTINE THOMAS, Individually; SHANTEL TALLEY, as Parent and Natural Guardian of A.C., and SHANTEL TALLEY, Individually; MARLENE VASQUEZ, as Parent and Natural Guardian of L.C., and MARLENE VASQUEZ, Individually; LINDA LARACH-COHEN, as Parent and Natural Guardian of M.C., and LINDA LARACH-COHEN, Individually; MARILYN BECKFORD, as Parent and Natural Guardian of M.B., and MARILYN BECKFORD, Individually; and PATRICK DONOHUE, as Parent and Natural Guardian of S.J.D., and PATRICK DONOHUE, Individually. (hereinafter, "Plaintiffs").
2. This Declaration is submitted in reply to Defendants' opposition for a preliminary injunction.

3. Attached hereto as “Exhibit 1” is a copy of the transcript from the proceedings in *Ramos v. Banks*, Case No. 24-cv-05109, and *Bruckauf v. Banks*, Case No. 24-cv-05136, dated July 17, 2024.
4. Attached hereto as “Exhibit 2” is a copy of a sample motion to dismiss in the administrative matters filed on August 1, 2024.

Dated: August 7, 2024  
New York, New York

Respectfully submitted,  
Brain Injury Rights Group, Ltd.  
*Attorneys for the Plaintiffs*

By:       /S/        
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